

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

UNITED STATES OF AMERICA, NON
BEHALF OF THE ENVIRONMENTAL
PROTECTION AGENCY,

Plaintiff/Respondent;

v.

PORT OF TACOMA,

Defendant/Appellant;
and

PUYALLUP TRIBE OF INDIANS,

Intervenor

Case No. C94-5648RJB

ORDER GRANTING
UNITED STATES'
MOTION FOR LEAVE TO
FILE SUR-REPLY TO
INTERVENOR'S REPLY
IN SUPPORT OF
MOTION TO DEFINE
THE SCOPE AND
NATURE OF THE
JUDICIAL APPEAL

This matter comes before the court on the United States' Motion for Leave to File Sur-Reply to Intervenor's Reply in Support of Motion to Define the Scope and Nature of the Judicial Appeal. Dkt. 27. The court has considered the pleadings filed in support of the motion and the file herein.

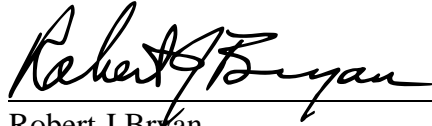
On August 11, 2010, the United States filed a motion, requesting leave to file a sur-reply to address a statement in the Puyallup Tribe of Indians' reply. Dkt. 27. The motion should be granted.

Therefore, it is hereby

ORDERED that the United States' Motion for Leave to File Sur-Reply to Intervenor's Reply in Support of Motion to Define the Scope and Nature of the Judicial Appeal (Dkt. 27) is **GRANTED**.

1 The Clerk is directed to send uncertified copies of this Order to all counsel of record and to any
2 party appearing *pro se* at said party's last known address.

3 DATED this 12th day of August, 2010.
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8 Robert J Bryan
9 United States District Judge
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